

Immigration Consequences Chart

CODE SECTION	DESCRIPTION	CLASS	Aggravated Felony	Relating to controlled substance *	Crime involving moral turpitude (CIMT)	Domestic Violence; Firearms; Other	Alternative Pleas and practice tips
Warning! This chart is intended as a guide only. Immigration law is constantly changing. It is highly recommended that an immigration law attorney be consulted for current information related to the statute in question.							
Ch. 81 DNA Profiling							
81.6(1) (a)	disclose DNA record	agg.	probably	no	probably	no	keep underlying under one year
81.6(1)(b)	wrongful use	agg.	probably	no	yes	no	keep underlying under one year
81.6(2)	alter or falsify	D	probably	no	yes	no	keep underlying under one year
Ch. 124 Mfg/Poss/etc							
124.401(1)(a)	large quantities	B	yes	yes	yes	no	use counterfeit substance, transport rather than del
124.401(1)(b)	less quantity	B	yes	yes	yes	no	use counterfeit substance, transport rather than del

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124.401(1)(c) less quantity C 10 yr 1/3 of 10 after 1/3 y 50000 1000 y y n y 180 y n y *	less quantity	C	yes	yes	yes	no	use counterfeit substance, transport rather than del
124.401(1)(d) 50 kilo marij D 5 yr 0 y y 7500 750 y y y n y 180 y n y *	50 Kilo Marij	D	yes	yes	yes	no	use counterfeit substance, transport rather than del
OR sch. IV-V	other	agg.	maybe	yes	maybe	no	Keep record free of specifics as counterfeit OK
124.401(1)(e) (1)	w/firearm	>	yes, but enhancement alone dnq	yes	yes	yes	
124.401(1)(f) (1)	w/weapon	>	yes, but enhancement alone dnq	yes	yes	no	
124.401(3)	ephedrine, ect.	ser.	yes	yes	yes	no	plea to less than one year
124.401(4) ephedrine, etc.	D ephedrine, ect.	D	yes	yes	yes	no	plea to lesser and less than one year
124.401(5)	possess-1st	ser.	no, unless over 5g crack or date rape drug	yes	yes	no	plea to less than one year

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	possess-2nd	agg.	yes	yes	yes, and deportable for two crimes	no	plea to lesser and less than one year
	possess3rd	D	yes	yes	yes, and deportable for two crimes	no	plea to lesser and less than one year
	poss.marij-1st	ser.	no, if less than 30g.	yes	no, if less than 30g.	no	
	poss-marij-2nd	ser.	yes	yes	yes, and deportable for two crimes	no	plea to less than one year
	poss-marij-3rd	agg.	yes	yes	yes, and deportable for two crimes	no	plea to less than one year
Enhancements/Certain Penalties							
124.401A	<18 w/in 1000ft.	>	yes,but enhancement alone dnq	yes	yes	no	
124.401B	w/in 1000ft.	>	yes,but enhancement alone dnq	yes	yes	no	
124.401C	mfg. meth near minor	>	yes,but enhancement alone dnq	yes	yes	probably	Since related to minor, included in domestic

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124.401D(1) 2nd off.	mfg. to deliv. To minor 2nd Off	> A	yes,but enhancement alone dnq yes	yes yes	yes yes	probably probably	Since related to minor, included in domestic
124.401D(2)	deliv. Meth to minor	>	yes,but enhancement alone dnq	yes	yes	probably	Since related to minor, included in domestic
	2nd Off	A	yes	yes	yes	probably	Since related to minor, included in domestic
124.401E(1),(2)	mft./del.meth 1st	>	yes,but enhancement alone dnq	yes	yes	no	use counterfeit substance, transport rather than del
124.401E(3) Anhydrous	del./intent meth 2nd	>	yes,but enhancement alone dnq	yes	yes	no	use counterfeit substance, transport rather than del

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124.401F	anhydrous	ser.	yes	yes	probably	no	plea to less than one year or try for hazardous waste conviction less than 1 year
Business							
124.402(1)(a)	violate 124.308	agg.	yes	yes	yes	no	
124.402(1)(b)	violate regist.	agg.	no	yes	no	no	
124.402(1)(c)	records failure	agg.	no	yes	no	no	
124.402(1)(d)	refuse inspect	agg.	no	yes	no	no	
124.402(1)e)	wrong storage	agg.	no	yes	no	no	
124.403-	misc.proh.acts	ser.	doubtful	yes	doubtful	no	plea to less than one year
Distrib. Under 18							
124.406(1)(a)	dist. Sch. I-II	B	yes	yes	yes	probably	
	w/in 1000ft.	B	yes	yes	yes	probably	
124.406(1)(b)	sch. III >3yrs	C	yes	yes	yes	probably	
124.406(1)(c)	sch. IV >3yrs	agg.	yes	yes	yes	probably	
124.406(2)(a)	sch. I-II cntrft	B	yes	yes	yes	probably	
	w/in 1000ft.	B	yes	yes	yes	probably	
124.406(2)(b)	sch. III cntrft >3	C	yes	yes	yes	probably	
124.406(2)(c)	sch. IV-Vcntrft >3	agg.	yes	yes	yes	probably	plea to less than one year
124.406(3)	consp. To del	D	yes	yes	yes	probably	
124.406A	consp. w/minor	C	yes	yes	yes	probably	
Other							

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124.407	unlawful mtg.	D	yes	yes	no	no	plea to other offense (possession) less than one year
	if marij. Only	ser.	yes	yes	no	no	plea to less than one year
124.410-	mj accomp.	sentence per 124.401(5)	yes	yes	yes	no	plea to less than one year
124.411(1)	2nd off ch. 124	>	yes, but enhancement alone dnq	yes	yes, and deportable for two crimes	no	keep underlying under one year
124.414	paraphernalia	sim	no	probably	no	no	
124A.4(1)	imitation drugs	agg.	probably	yes	yes	no	
124A.4(2)	ad. Imitations	ser.	probably	yes	yes	no	plea to less than one year
124A.4(3)	imitation--<18	D	probably	yes	yes	probably	
124B(9)(1),(2)	precursors	C	yes	yes	yes	no	
CH 126 Drugs, Devices, and Cosmetics							
126.22(1)	nitrous oxide poss.	ser.	yes	yes	maybe	no	plea to less than one year
126.22(2)	nitrous oxide dist.	ser.	yes	yes	yes	no	plea to less than one year
126.23(1)	gamma-hydro. Poss.	agg.	yes	yes	maybe	no	
126.23(2)	gamma-hydro. dist.	agg.	yes	yes	yes	no	
126.23A	pseudoephedrine-restrictions	sim	no	maybe	maybe	no	not decided yet, but closely related to Meth

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126.25	human immunodeficiency kit-prohibition	D	yes	yes	yes	no	
CH. 155A Pharmacy							
155A.21	Unlawful Poss. Prescription drug	ser.	yes	probably*	yes		avoid one year
155A.22	general penalty	sim	no	no	maybe		
155A.23, 24	prohibited acts, penalties	D,C	yes	probably*	yes		plea to poss and avoid one year
Ch. 229A Commitment of Sexually Violent Predators (sections omitted from this draft)							
Ch. 236 Domestic Abuse							
236.8	violation of order	sim/cpt	no	no		yes	
236.14(2)	vio. No contact order	cntmpt	no	no		yes	
Ch. 321 Motor Vehicle (simple misdemeanors) (sections omitted from this draft)							
321.261(4)	Fail to give info and aid accident resulting in death	D	no	no	maybe	no	
321.261(3)	Fail to give info and aid accident resulting in serious injury	agg.	no	no	maybe	no	
Ch. 321J OWI							
321J.2(2)(a)	1st OWI	ser.	maybe	maybe	no	no	plea to less than one year, avoid drug
321J.2(2)(b)	2nd OWI	agg.	maybe	maybe	no	no	plea to less than one year, avoid drug

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321J.2(2)(c)	3rd OWI	D	maybe	maybe	no	no	plea to less than one year or lesser, avoid drug
321J.21	driv. Revoked, etc	ser.	no	maybe	no	no	plea to less than one year
Misc.							
453B.12	tax stamp	D	possibly	yes	maybe	no	
Ch. 462A Boat OWI							
462A.14(2)(a)	1st OWI-boat	ser.	maybe	maybe	no	no	plea to less than one year, avoid drug
462A.14(2)(b)	2nd OWI-boat	agg.	maybe	maybe	no	no	plea to less than one year, avoid drug
462A.14(2)©	3rd OWI-boat	D	maybe	maybe	no	no	plea to less than one year, avoid drug
462A.14(2)(d)	OWI-boat & inj.	D	possibly	maybe	no	no	plea to less than one year or lesser, avoid drug
462A.14(2)(e)	OWI-Boat, death	B	possibly	maybe	no	no	plea to lesser, avoid drug
Ch. 692A Sex Offender Registry							
692A.2A	Residency Restriction violation	agg.	maybe	no	maybe	no	not decided, but potentially fits definitions
692A.7	fail to register 692A.2,3,4	agg.	maybe	no	maybe	no	not decided, but potentially fits definitions

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Ch. 705 Solicitation/Conspiracy/ Ongoing Conduct/Money Laundering							
705.1	felony solic.	D	yes	If drugs, maybe	yes	no	plea to lesser and less than one year
705.1	agg. Mis.solic	agg.	yes	If drugs, maybe	yes	no	plea to less than one year
706.1 and.3	consp. Forc.f,	C	yes	if drugs, maybe	yes	maybe	find other charge less than AF
706.1 and.3	consp. Felony	D	yes	if drugs, maybe	yes	maybe	find other charge less than AF
706.1 and.3	consp. Misd	D	yes	if drugs, maybe	yes	maybe	find other charge less than AF
706A.2(1)	ongoing conduct	B	yes	if drugs, maybe	yes	maybe	find other charge less than AF
706A.2(2)	crim. Network	B	yes	If drugs, maybe	yes	maybe	find other charge less than AF
706A.2(4)	unlawful activities	B	yes	if drugs, maybe	yes	maybe	find other charge less than AF
706B.2	money launder	C/D	yes	If drugs, maybe	yes	no	find other charge less than AF

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Ch. 707 Homicide and Related Crimes							
707.2	Murder 1st	A	yes	no	yes	no	
707.3	Murder 2nd	B	yes	no	yes	no	
707.4	Vol. Mansltr	C	yes	no	yes	no	
707.5(1)	Invol. Mansltr	D	probably	no	yes	no	
707.5(2)	Invol. Mansltr	agg.	probably	no	yes	no	
707.6A(1)	Veh. Homicide OWI	B	probably	if drugs, maybe	maybe	no	
707.6A(2)	Veh. Hom.rkles/elud	C	probably	no	maybe	no	
707.6A(3)	Veh. Homicide racing	D	probably	no	maybe	no	
707.6A(4)	Veh. Injury- OWI	D	probably	no	maybe	no	
707.7	Feticide	C	yes	no	yes	no	
707.7	Att. Feticide	D	yes	no	yes	no	
707.8(1)	Term. Preg. FF	B	yes	no	yes	no	
707.8(2)-(5)	Term. Preg.	C	yes	no	yes	no	
707.8(6)	Term. Preg.	D	maybe	no	maybe	no	
707.8(7)-(8)	Term. Preg	agg.	probably	no	probably	no	
707.8(9)	Term. Preg. Veh.	agg.	maybe	no	no	no	
707.8(10)	term. Preg.	ser.	probably	no	probably	no	keep sentence less than one year
707.9	MurderFetus	B	yes	no	yes	no	
707.10-	FailFetusAliv	ser.	probably	no	yes	no	keep sentence less than one year
707.11	Att. Murder	B	yes	no	yes	no	
Ch. 707A Assisting Suicide							
707A.2	Assisting Suicide	C	probably	no	yes	no	
Ch. 708 Assault							

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708.2(1)	w/intent to ser. Injur.	agg.	yes	no	yes	yes	plea to lesser, less than one year-avoid firearm reference
708.2(2)	causing injury	ser.	yes	no	maybe	no	keep under one year-avoid firearm reference
708.2(3)	w/ dang. Weapon	agg.	yes	no	yes	yes	plea to lesser, less than one year-avoid firearm reference
708.2(4)	causing serious inj.	D	yes	no	yes	yes	plea to lesser, less than one year-avoid firearm reference
708.2(4A)	w/ obj. to penetrate	C	yes	no	yes	yes	plea to lesser, less than one year-avoid firearm reference
708.2(5)	all others	sim	no	no	maybe	no	
708.2A(2)(a)	dom. Abuse 1st	sim	no	no	yes	yes	non-domestic assault or disorderly conduct

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708.2A(2)(b)	dom. Ab. w/inj. 1st	ser.	probably	no	yes	yes	non-domestic assault or disorderly conduct
708.2A(2)(c)	dom.ab.w/int.,weap	agg.	yes	no	yes	yes	non-domestic assault or disorderly conduct
708.2A(3)	enhanced offenses	>					
708.2A(4)	dom.ab.3rd	D	yes	no	yes	yes	non-domestic assault or disorderly conduct
708.2C(2)	hate crime w/intent	D	yes	no	yes	yes	non-hate crime assault, disorderly less than one year
708.2C(3)	hate crime w/injury	agg.	yes	no	yes	probably	non-hate crime assault, disorderly less than one year
708.2C(4)	hate crime w/ weapon	D	yes	no	yes	yes	non-hate crime assault, disorderly less than one year
708.2C(5)	other hate crimes	ser.	yes	no	yes	no	non-hate crime assault, disorderly less than one year
708.3-	Ass./Felony w/inj.	C	yes	no	yes	yes	assault less than one year

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708.3-	Felony w/o inj.	D	yes	no	yes	no	assault less than one year
708.3A(1)	vs. peace ofr. w/int.	D	yes	no	yes	yes	assault less than one year, or interference less than one year
708.3A(2)	vs. ofr. w/weapon	D	yes	no	yes	yes	assault less than one year, or interference less than one year
708.3A(3)	vs. ofr.w/injury	agg.	yes	no	yes	no	assault less than one year, or interference less than one year
708.3A(4)	vs. officer	ser.	probably	no	probably	no	assault less than one year, or interference less than one year
708.3B	inmate assaults	D	yes	no	yes		assault less than one year
708.4(1)	willful inj.--ser.inj	C	yes	no	yes	yes	assault less than one year
708.4(2)	willful inf. --bodily inj.	D	yes	no	yes	yes	assault less than one year
708.5	admin. Harmful sub.	D	yes	no	yes	no	assault less than one year

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708.6	intimidation-weapon	C	yes	no	yes	yes	assault less than one year
	intimidation-weapon	D	yes	no	no	yes	assault less than one year
708.7(2)	harrassment 1st	agg.	yes	no	maybe	no	simple harrassment or disorderly conduct
708.7(3)	harrassment 2nd	ser.	yes	no	maybe	no	simple harrassment or disorderly conduct
708.7(4)	harrassment 3rd	sim.	no	no	no	no	
708.8	armed w/ intent	D	yes	no	yes	yes	assault less than one year
708.9	spring guns/traps	agg.	yes	no	yes	probably	
708.10(2)	hazing	sim.	no	no	maybe	no	
708.10(3)	hazing w/ injury	ser.	probably	no	yes	no	plea to lesser
708.11(3)(a)	stalking 3rd offense	C	probably	no	yes	possibly	plea to harrassment
708.11(3)(b)	stalking-specifics	D	probably	no	yes	possibly	plea to harrassment
708.11(3)(c)	stalking--other	agg.	probably	no	yes	possibly	plea to harrassment
708.13(2)	disarming officer	D	probably	no	probably	maybe	
708.13(3)	disarm. Ofr., discharg	C	probably	no	yes	yes	
Ch. 708A Terrorism							
708A.1A	terrorism	B	yes, if crime of violence	no	yes		

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708A.3-.5	acts of terrorism	D,C,B	yes, if crime of violence	no	yes	no	Keep record free of specifics as to violence
708A.6(1)	obstruction of terrorism	B	yes	no	yes		
708A.6(2)	obstruction of terrorism	C	yes, if crime of violence	no	yes	no	Keep record free of specifics as to violence
Ch. 708B Biological Agents or Diseases							
708B.1	Anthrax poss	C	probably	no	yes		
708B.2	Anthrax dist.	B	yes	no	yes		
Ch. 709 Sexual Abuse							
709.2	SexAb. 1st deg.	A	yes	no	yes	yes	
709.3	SexAb. 2nd deg. 1st	B	yes	no	probably	possibly	
709.3	SexAb. 2nd deg. 2nd	A	yes	no	probably	possibly	
709.4	SexAb. 3rd deg.	C	yes	no	probably	possibly	
709.4	SexAb. 3rd deg. 2nd	A	yes	no	probably	possibly	
709.7	Detention in brothel	C	yes	no	yes	maybe	
709.8(1),(2)	Las. Acts w/ child	C	yes	no	yes	maybe	To avoid COV avoid reference to without consent
709.8(1),(2)	Las. Acts w/ch. 2nd	A	yes	no	yes	maybe	
709.8(3),(4)	Las. Acts w/ Child	D	yes	no	yes	maybe	Under (4) avoid reference to inflicting pain to avoid COV

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709.9	Indecent Exp.	ser.	no	no	no	no	plea less than one year
709.11	SexAb. Ass. Ser. Inj	C	yes	no	yes	maybe	plea to assault
	SexAb. Ass. w/inj	D	yes	no	yes	maybe	plea to assault
	SexAb. Ass. w/o inj.	agg.	probably	no	yes	maybe	plea to assault
709.12	Ind. Cont. Ch	agg.	probably	no	yes	maybe	plea to assault
709.14	Las. w/minor	ser.	probably	no	yes	maybe	keep under one year
709.15(4)(a)	By Couns/Ther'p'st	D	probably	no	yes	no	
709.15(4)(b)	By Couns/Ther'p'st	agg.	probably	no	yes	no	
709.15(4)(c)	By Couns/Ther'p'st	ser.	probably	no	probably	no	keep under one year
709.15(5)(a)	By School Emp'ee	D	probably	no	yes	no	
709.15(5)(b)	By School Emp'ee	agg.	probably	no	yes	no	
709.16(1)	w/ offender	agg.	probably	no	maybe	no	
709.16(2)	w/juvenile	agg.	probably	no	yes	no	
709.16(3)	w/jail prisnr	agg.	maybe	no	probably	no	
709.18	w/corpse	D	maybe	no	yes	no	
709.19A	invasion privacy	ser.	maybe	no	yes	no	keep under one year
Ch. 709A Contributing to Juvenile Delinquency							
709A.6	us of juv.	D	probably	maybe	yes	maybe	
Ch. 709C Criminal Transmission of HIV							
709C.1	trans. HIV	B	probably	no	yes	maybe	
Ch. 710 Kidnapping and Related Offenses							
710.2	Kidnap 1st	A	yes	no	yes	yes	
710.3	Kidnap 2nd	B	yes	no	yes	possibly	

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710.4	Kidnap 3rd	C	yes, if crime of violence	no	yes	no	
710.5	Ch. Stealing	C	yes, if crime of violence	no	yes	no	
710.6	Vio. Custody	D	no	no	probably	possibly	
		agg.	no	no	probably	possibly	
710.7	False Imprisonment	ser.	no, unless COV	no	probably	possibly	keep under one year
710.8	Har. Runwy	agg.	no	no	probably		keep under one year
710.10(1)	Enticing <13	C	probably	no	yes	possibly	
710.10(2)	Enticing <16	D	probably	no	yes	possibly	
710.10(3)	Enticing <16	agg.	probably	no	yes	possibly	
710.11	P/sell Person	C	yes	no	yes	no	
710A.2(1)	Human Trafficking <18	C	yes	no	yes	possibly	Try prostitution with less than one year. Even this may not help.
710A.2(1)	Human Trafficking	D	yes	no	yes	possibly	Try prostitution with less than one year. Even this may not help.

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710A.2(2)	Human Trafficking w/injury <18	B	yes	no	yes	possibly	Try prostitution with less than one year. Even this may not help.
710A.2(2)	Human Trafficking w/injury	C	yes	no	yes	possibly	Try prostitution with less than one year. Even this may not help.
710A.2(3)	Human Trafficking while restraining <18	C	yes	no	yes	possibly	Try prostitution with less than one year. Even this may not help.
710A.2(3)	Human Trafficking while restraining	D	yes	no	yes	possibly	Try prostitution with less than one year. Even this may not help.
710A.2(4)	Human Trafficking by soliciting or benefitting from services <18	C	probably	no	yes	possibly	Try prostitution with less than one year. Even this may not help.

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710A.2(4)	Human Trafficking by soliciting or benefitting from services	D	probably	no	yes	possibly	Try prostitution with less than one year. Even this may not help.
710A.2(5)	Human Trafficking by abusing legal process <18	C	unknown, but likely	no	yes	possibly	
710A.2(5)	Human Trafficking by abusing legal process	D	unknown, but likely	no	yes	no	
710A.2(6)	Human Trafficking by destroying, concealing, removing, confiscating, or possessing actual or purported passport or immigration document or government ID <18	C	unknown, but likely	no	yes	no	
710A.2(6)	Human Trafficking by destroying, concealing, removing, confiscating, or possessing actual or purported passport or immigration document or government ID	D	unknown, but likely	no	yes	no	
710A.2(7)	Human Trafficking by benefitting financially or receiving value <18	C	unknown, but likely	no	yes	no	

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710A.2(7)	Human Trafficking by benefitting financially or receiving value	D	unknown, but likely	no	yes	no	
Ch. 711 Robbery and Extortion							
711.2	Robbery 1st	B	yes	no	yes	possibly	
711.3	Robbery 2nd	C	yes	no	yes		
711.4	Extortion	D	yes	no	yes		
Ch. 712 Arson							
712.2	Arson 1st	B	probably, if COV	no	usually	no	
712.3	Arson 2nd	C	probably, if COV	no	usually	no	
712.4	Arson 3rd	agg.	probably, if COV	no	usually	no	
712.5	Reckless Use	ser.	maybe	no	unlikely, but possible	no	keep under one year, and record free of violence
712.6(1)	Poss. Explosives	C	yes	no	yes	yes	
712.6(2)	Explosives w/intent	ser.	yes	no	yes	yes	keep under one year
712.7	False reports	D	possibly	no	probably	no	
712.8	Threats	D	yes	no	yes	probably	
712.9	If hate crime add a degree						
Ch. 713 Burglary							

Immigration Consequences Chart

CODE SECTION	DESCRIPTION	CLASS	Aggravated Felony	Relating to controlled substance *	Crime involving moral turpitude (CIMT)	Domestic Violence; Firearms; Other	Alternative Pleas and practice tips
713.3	Burg. 1st	B	yes	no	maybe, if permanent deprive	probably, avoid language involving breaking	See Taylor 495 US 575 plea to trespass avoid one year avoid violence lang.
713.4	Att. Burg. 1st	C	probably	no	maybe, if permanent deprive	probably, avoid language involving breaking	See Taylor 495 US 575 plea to trespass avoid one year avoid violence lang.
713.5	Burg. 2nd	C	probably	no	maybe, if permanent deprive	probably, avoid language involving breaking	See Taylor 495 US 575 plea to trespass avoid one year avoid violence lang.
713.6	Burg. 2nd	D	probably	no	maybe, if permanent deprive	probably, avoid language involving breaking	See Taylor 495 US 575 plea to trespass avoid one year avoid violence lang.
713.6A(1)	Burg. 3rd	D	probably	no	maybe, if permanent deprive	probably, avoid language involving breaking	See Taylor 495 US 575 plea to trespass avoid one year avoid violence lang.

Immigration Consequences Chart

CODE SECTION	DESCRIPTION	CLASS	Aggravated Felony	Relating to controlled substance *	Crime involving moral turpitude (CIMT)	Domestic Violence; Firearms; Other	Alternative Pleas and practice tips
713.6A(2)	if veh. , 1st off	agg.	maybe, but as theft	no	maybe	probably, avoid language involving breaking	See Taylor 495 US 575 plea to trespass avoid one year avoid violence lang.
713.6B(1)	Att. Burg. 3rd	agg.	maybe, but as theft	no	maybe	probably, avoid language involving breaking	See Taylor 495 US 575 plea to trespass avoid one year avoid violence lang.
713.6B(2)	if veh.1st off.	ser.	maybe, but as theft	no	maybe	probably, avoid language involving breaking	
713.7	possession burglar tools	agg.	no	no	no	no	avoid one year
Ch. 714 Theft, Fraud and Related Offenses							
714.2(1)	theft 1st >10,000	C	yes	no	yes if perm taking	no	plea to less than AF
714.2(2)	theft 2nd >1000	D	yes	no	yes if perm taking	no	plea to less than AF
714.2(3)	theft 3rd >500	agg.	yes	no	yes if perm taking	no	plea to less than AF
Ch. 714 Theft, Fraud and Related Offenses (cont'd)							
714.2(4)	theft 4th >200	ser.	yes	no	yes if perm taking & 1 year	no	avoid one year
714.2(5)	theft 5th up to 200	sim.	no	no	no	no	

Immigration Consequences Chart

CODE SECTION	DESCRIPTION	CLASS	Aggravated Felony	Relating to controlled substance *	Crime involving moral turpitude (CIMT)	Domestic Violence; Firearms; Other	Alternative Pleas and practice tips
714.7	Op. w/o consent	agg.	possibly	no	no, not perm taking	no	
714.7A	A veteran's grave	sim	no	no	no	no	
714.7B(5)	theft detection	ser.	no	no	no	no	
714.7B(6)	theft detection	sim.	no	no	no	no	
714.7C	theft pseudo'drine	ser.	yes	no	yes if perm taking & 1 year	no	avoid one year
714.9	fraud. Prac. 1st	C	yes	no	yes	no	
714.10-	fraud. Prac. 2nd	D	possibly	no	yes	no	
714.11	Fraud. Prac. 3rd	agg.	possibly	no	yes	no	
714.12	fraud.prac. 4th	ser.	possibly	no	yes	no	
714.13	fraud.prac. 5th	sim	no	no	possibly	no	
714.26(a)	int. prop. C'n't'rft 1st	C	probably	no	yes	no	
714.26(b)	int. prop. C'n't'rft 2nd	D	no	no	yes	no	
714.26(2)(c)	int. prop. C'n't'rft 3rd	agg.	no	no	yes	no	
Ch. 714A Pay-Per-Call Service (sections omitted from this draft)							
Ch. 714B Prize Promotions (sections omitted from this draft)							
Ch. 714D Telecommunications Service Provider Fraud (sections omitted from this draft)							
Ch. 714E Electronic Mail Transmissions (repealed 2005 HF 610, sec.8)							
Ch. 714F Computer Spyware Protection Act (sections omitted from this draft)(new 2005 HF 614)							
Ch. 715A Forgery and Related Fraudulent Criminal Acts							
715A.2(2)(a)	Forgery	D	possibly	no	yes	no	
715A.2(2)(b)	Forgery-- leg. Relation	agg.	possibly	no	yes	no	
715A.6(2)	credit card>10000	C	yes	no	yes	no	plead less than \$10,000
	credit card>1000	D	possibly	no	yes	no	
	credit card<1000	agg.	possibly	no	yes	no	
715A.8(3)	id. Theft>1000	D	probably	no	yes	no	
	id. Theft <1000	agg.	probably	no	yes	no	

Immigration Consequences Chart

CODE SECTION	DESCRIPTION	CLASS	Aggravated Felony	Relating to controlled substance *	Crime involving moral turpitude (CIMT)	Domestic Violence; Firearms; Other	Alternative Pleas and practice tips
715A.10(1)	scanning 1st	D	probably	no	yes	no	
715A.10(2)	scanning 2nd	C	probably	no	yes	no	
715B.3	fine art--falsifying	agg.	possibly if over \$10,000	no	yes	no	
Ch. 716 Damage and Trespass to Property							
716.3	crim.mis. 1st	C	probably	no	yes	no	
716.4	crim. Mis. 2nd	D	probably	no	yes		
716.5	crim.mis. 3rd	agg.	probably	no	yes	no	avoid one year
716.6	crim. Mis 4th	ser.	probably	no	yes	no	avoid one year
	crim mis 5th	sim	no	no	no	no	
716.6A	hate crimes add a degree						
716.6B(1)(a)	unauth. Computer	agg.	probably	no	yes	no	avoid one year
716.6B(1)(b)	unauth. computer	ser.	probably	no	yes	no	avoid one year
716.6B(1)(c)	unauth. computer	sim.	no	no	possibly	no	
716.8(1)	trespass	sim	no	no	no	no	
716.8(2)	tres. w/>200dam.	ser.	possibly	no	possibly	no	
716.8(3)	tres. w/hate crime	ser.	yes	no	yes	no	avoid one year
716.8(4)	tres./hate/injury	agg.	yes	no	yes	no	avoid one year
716.9	stowing away	sim	no	no	no	no	
716.10(2)(a)	RR vandalism 1st	B	yes	no	yes	no	
716.10(2)(b)-(g)	RR vand. 2d-7th	B	yes	no	yes	no	
Ch. 716A Electronic Mail Offenses and Electronic Sale of Drugs Offenses (sections omitted from this draft)(new 2005 HF 610)							
Ch. 716B Hazardous Waste Offenses--special penalties (sections omitted from this draft)							
Ch. 717 Injury to Livestock (sections omitted from this draft)							
Ch. 717A Offenses Relating to Animal Facilities (sections omitted from this draft)							
Ch. 717B Injury to Animals Other than Livestock (sections omitted from this draft)							
CH. 717D (re: animal contests (currently unnamed))							
Ch. 718 Offenses Against the Government							
718.1	insurrection	C	yes	no	yes	no	

Immigration Consequences Chart

CODE SECTION	DESCRIPTION	CLASS	Aggravated Felony	Relating to controlled substance *	Crime involving moral turpitude (CIMT)	Domestic Violence; Firearms; Other	Alternative Pleas and practice tips
718.2	impersonating public official	agg.	probably	no	probably	no	
718.3	willful disturbance	ser	probably	no	yes	no	avoid one year
718.4	Harassment of public off	sim	no	no	possibly	no	
718.5	falsifying public documents	D	yes	no	yes	no	
718.6(1)	false reports	sim. or ser.	y if ser	no	yes	no	plea to simple or avoid one year
718.6(2)	false reports	sim	no	no	probably	no	
718.6(3)	false reports	sim, ser	y if ser	no	y if ser, maybe if sim	no	plea to simple or avoid one year
Ch. 718A Desecration of Flag or other Insignia (sections omitted from this draft)							
Ch. 719 Obstructing Justice							
719.1(1)	int. w/official acts	sim.	no	no	possibly	no	
	int. w/acts w/inj.	agg.	possibly	no	possibly	no	
	...ser. Inj. Or weap.	D	probably	no	probably	possibly	
719.1(2)	int. by inmate	ser.	possibly	no	possibly	no	
	...and assault	agg.	possibly	no	possibly	no	
Ch. 719 Obstructing Justice (cont'd)							
719.1(2)(cont'd) ...ser.inj.or	ser. Inj. Or weap	D	probably	no	probably	no	
	...and use weap.	C	yes	no	yes	possibly	
719.2	refuse to assist	sim.	no	no	possibly	no	
719.3	obstruction	agg.	possibly	no	yes	no	
719.4(1)	escape-felon	D	yes	no	yes	no	
719.4(2)	escape-misd.	ser.	yes	no	yes	no	avoid one year
719.4(3)	absent inmate	ser.	yes	no	yes	no	avoid one year
719.4(4)	flee from agg +	D	yes	no	yes	no	
719.5(1)	aid esc. Of "A"	C	yes	no	yes	no	

Immigration Consequences Chart

CODE SECTION	DESCRIPTION	CLASS	Aggravated Felony	Relating to controlled substance *	Crime involving moral turpitude (CIMT)	Domestic Violence; Firearms; Other	Alternative Pleas and practice tips
719.5(2)	aid esc. Of <"A"	C	yes	no	yes	no	
719.6(1)	aid esc. Of "A"	C	yes	no	yes	possibly	
719.6(2)	aid esc. Of <"A"	D	yes	no	yes	possibly	
719.7(4)(a)	contraband-weap	C	yes	no	yes	yes	
719.7(4)(b)	contra. Other	D	yes	possibly	yes	no	
719.7(4)(c)	...fail to report	agg.	possibly	no	yes	no	
719.8	alc/drug-inmates	D	probably	possibly	yes	no	
Ch. 720 Interference with Judicial Process							
720.1	compound felony	agg.	possibly	no	yes	no	
720.2	perjury	D	yes	no	yes	no	
720.3	suborn perjury	D	yes	no	yes	no	
720.4	tampering	agg.	yes	no	yes	no	avoid one year
720.5	false represent	sim	no	no	yes	no	
720.6	mal. Prosecution	ser.	possibly	no	probably	no	avoid one year
Ch. 721 Official Misconduct							
721.1	fel. Misconduct	D	probably	no	yes	no	
721.2	misconduct	ser.	possibly	no	probably	no	
721.7	misc. misconduct	sim	no	no	no	no	
721.9	fail. To label veh.	ser.	no	no	possibly	no	
721.10-	misuse of record	ser.	no	no	possibly	no	
721.11	interest in contr.	ser.	no	no	possibly	no	
721.12	profit from inmate	sim	no	no	possibly	no	
Ch. 722 Bribery and Corruption							
722.1	Bribery	D	yes	no	yes	no	
722.2	Accept Bribe	C	yes	no	yes	no	
722.3	Bribery-sports	agg.	probably	no	yes	no	
722.4(1)-(2) Bribe elector now section 39A.2 per 2002 legislation							
722.5 Improper voting now section 39A.2 per 2002 legislation							
722.7 Election official now section 39A.3-.4 per 2002 legislation							
722.8(1)-(2) Duress re:voting now section 39A.3 per 2002 legislation							
722.10(3)	Commercial Bribery	D	yes	no	yes	no	

Immigration Consequences Chart

CODE SECTION	DESCRIPTION	CLASS	Aggravated Felony	Relating to controlled substance *	Crime involving moral turpitude (CIMT)	Domestic Violence; Firearms; Other	Alternative Pleas and practice tips
722.11(2)(e)	student ath.	agg.	probably	no	yes	no	avoid one year
722.11(3)(c)	student ath.	ser.	probably	no	yes	no	avoid one year
Ch. 723 Public Disorder							
723.1	Riot	agg.	probably	no	possibly	no	avoid one year
723.2	unlaw. Assembly	sim	no	no	no	no	
723.3	fail to disburse	sim	no	no	no	no	
723.4	disord. Conduct	sim	no	no	no	no	
723.5	Disord. Conduct funeral or mem	sim	no	no	no	no	
723.5	Disord. Conduct funeral or 2nd offense	ser	no	no	possibly	no	avoid one year
723.5	Disord. Conduct funeral or mem 3rd offense	D	unknown	no	possibly	no	plea to lesser and avoid one year
Ch. 723A Criminal Street Gangs							
723A.2	participation	D	yes	no	yes	possibly	
723A.3(1)	recruitment	C	probably	no	yes	no	
723A.3(2)	conspire to recruit	D	probably	no	yes	probably	
Ch. 724 Weapons							
724.3	poss. Off. Weapon	D	no, unless firearm	no	possibly	yes	plead to vague offense not firearm, deportable if firearm
724.4(1)	concealed firearm	agg.	yes	no	no	yes	plead to vague offense not firearm, deportable if firearm
724.4(2)	concealed knife	agg.	no	no	no	no	
724.4(3)(a)	kinfe blade >8"	agg.	no	no	no	no	

Immigration Consequences Chart

CODE SECTION	DESCRIPTION	CLASS	Aggravated Felony	Relating to controlled substance *	Crime involving moral turpitude (CIMT)	Domestic Violence; Firearms; Other	Alternative Pleas and practice tips
724.4(3)(b)	knife blade blade 5-8"	ser.	no	no	no	no	
724.4B(1)	gun at school	D	probably	no	probably	yes	
724.5	fail to show permit	sim	no	no	no	no	
724.1	false app. For permit	D	yes	no	yes	no	
724.16(1)	improper transer	agg.	no	no	no	no	
724.16(2)	...to prohibit pers	D	yes	no	yes	probably	
724.16A	stolen firearms 1st	D	yes	no	yes	yes	
	2nd	C	yes	no	yes	yes	
724.17	false st. on app.	D	yes	no	yes	probably	
724.21	false info	D	yes	no	yes	probably	
724.22(1)-(2)	gun to minor 1st	ser.	possibly	no	possibly	probably	
	gun to minor 2nd	D	possibly	no	possibly	probably	
724.22(7)	access to child	ser.	no	no	no	possibly	
724.26	poss. By felon	D	possibly	no	yes	yes	
724.29	firearm devices	agg.	no	no	no	yes	
724.30(1)	reckless/ser. Injury	C	yes	no	yes	yes	
724.30(2)	reckless/bodily inj.	D	yes	no	yes	yes	
724.30(3)	reckless/prop. Dam.	agg.	yes	no	yes	yes	
724.30(4)	reckless--other	sim	no	no	no	possibly	
Ch. 725 Vice							
725.1	prostitution	agg.	yes	no	yes	no	
725.2	pimping	D	yes	no	yes	no	
725.3(1)	pandering	D	yes	no	yes	no	
725.3(2)	pandering minor	C	yes	no	yes	yes	

Immigration Consequences Chart

CODE SECTION	DESCRIPTION	CLASS	Aggravated Felony	Relating to controlled substance *	Crime involving moral turpitude (CIMT)	Domestic Violence; Firearms; Other	Alternative Pleas and practice tips
725.4	leasing for prost'n	ser.	yes	no	yes	no	avoid one year. If second offense of any gambling, special rules may apply and then agg fel
725.5	gambling house	ser.	probably	no	no	no	avoid one year
725.7(2)(a)	gaming and betting	ser. Misd. To felony	probably	no	possibly	no	avoid one year
725.9(4)	gambling devices	ser.	probably	no	possibly	no	avoid one year
725.1	betting pools	ser	probably	no	possibly	no	avoid one year
725.11 animal fights repealed--see ch. 717D, per 2004 SF 2249, eff. upon enactment n							
725.16	violatoin of Ch. 99B	ser.	probably	no	no	no	avoid one year
	violation of 00B repealed n*						
725.17	protection money	agg.	probably	no	possibly	no	avoid one year
725.18	gambling debt coll'n	agg.	probably	no	possibly	no	avoid one year
725.19(1)	gambling by minors	sched.	no	no	no	no	
725.19(2)	permit minor gamb'g	sim	no	no	possibly	no	
Ch. 726 Protection of the Family and Dependent Persons							
726.1	bigamy	ser	no	no	possibly	no	
726.2	Incest	D	doubtful	no	probably	doubtful	
726.3	neglect/abandonment	C	probably	no	yes	probably	
726.5	nonsupport	D	no	no	possibly	no	
726.6(4)	ch. Endanger/death	B	yes	possibly	yes	yes	
726.6(5)	ch. Endanger/ser. Inj	C	yes	possibly	yes	yes	
726.6(6)	ch. Endanger/bod inj	D	yes	possibly	yes	yes	

Immigration Consequences Chart

CODE SECTION	DESCRIPTION	CLASS	Aggravated Felony	Relating to controlled substance *	Crime involving moral turpitude (CIMT)	Domestic Violence; Firearms; Other	Alternative Pleas and practice tips
726.6(7)	Ch. Endangerment	agg.	yes	possibly	yes	yes	plead under 726.6(a) as it is vague on use of force
726.6A	...multiple acts	B	yes	possibly	yes	yes	
726.7(2)	neglect/h'lth facility	C	probably	no	yes	no	
726.7(3)	neglect/h'lth facility	agg.	probably	no	yes	no	avoid one year
726.8-	Wanton neglect or nonsupport of dependent adult	serious Mis. To D					
Ch. 727 Health, Safety and Welfare (sections omitted from this draft)							
Ch. 728 Obscenity							
728.2	dissem. To minor	ser.	probably	no	probably	probably	avoid one year
728.3(1)	admit min. premises	ser.	possibly	no	possibly	possibly	
728.3(2)	admit child	agg.	possibly	no	possibly	possibly	
728.4	hard core porn	agg.	possibly	no	possibly	no	
	...2nd offense	D	possibly	no	possibly	no	
728.5	public indecent exp.	ser.	possibly	no	yes	no	avoid one year
728.5(6)	...involving minor	agg.	yes	no	yes	yes	
728.12(1)	exploit minor	C	yes	no	yes	yes	
728.12(2)	exploit minor	D	yes	no	yes	yes	
728.12(3)	exploit minor 1st	agg.	yes	no	yes	yes	avoid one year
728.12(3)	exploit minor 2nd	D	yes	no	yes	yes	
728.14(2)	prohibit acts	sim	no	no	yes	yes	
728.15(1)	phone minor	agg.	probably	no	yes	probably	
	...2nd offense	D					
Ch. 729 Infringement of Individual Rights							
729.5	violation of individual rights	D	yes	no	yes		
Ch. 729A Violation of Individual Rights--Hate Crimes							
Ch. 730 Employer-Employee Offenses (sections omitted from this draft)							

Immigration Consequences Chart

CODE SECTION	DESCRIPTION	CLASS	Aggravated Felony	Relating to controlled substance *	Crime involving moral turpitude (CIMT)	Domestic Violence; Firearms; Other	Alternative Pleas and practice tips
Ch. 731 Labor Union Membership (sections omitted from this draft)							
Ch. 732 Labor Boycotts and Strikes (sections omitted from this draft)							
WARNING!! THE CHART WILL BE OUTDATED AFTER 2006 LEGISLATIVE SESSION. DO NOT RELY UPON AFTER 06/30/2006.							
Note: Aggravated felonies, controlled substance and domestic violence and/or firearms violations are subject to deportation.							
Crimes against moral turpitude may or may not result in deportation, but will render the individual inadmissable to return to the country if he/she leaves for any reason. A33							
* Only Drug Offenses Involving Controlled Substances as Defined in the US Code Apply. For an updated list se Title 21 CFR 1300-1308.							